

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Fitzpatrick et al.)
)
For: Determining Availability of)
Members of a Contact List in a)
Communication Device)
)
Serial No.: 10/749,083)
)
Filed: December 30, 2003)
)
Examiner: Aminzay, S.)
)
Art Unit: 2618)

**NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES,
Pre-Appeal Brief Request for Review, and
Petition Requesting a Two Month Extension**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In accordance with 37 CFR 41.31, the applicants hereby appeal to the Board of Patent Appeals and Interferences from the last decision of the Examiner, dated September 1, 2006, wherein the Examiner made the rejection of the claims final. The petition requesting a two month extension extends the response date from December 1, 2006 to February 1, 2007.

In connection with the Notice of Appeal, Pre-Appeal Brief Request for Review, and Petition requesting a two month extension, a fee in the amount of \$950 is believed to be due, which corresponds to the fee for filing a Notice of Appeal (\$500) and the fee for requesting a one month extension (\$450). The Commissioner is hereby authorized and requested to charge said fees, to Motorola's Deposit Account No. 50-2117.

In the event, that any additional fees including fees to cover a deficiency associated with any underpayments, are deemed to be necessary, in connection with the present action on the part of the applicants, the Commissioner is further authorized to charge any such fee or credit any overpayments to the above noted deposit account.

Respectfully submitted,

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